

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

NORBERT C. ABEL, AS TRUSTEE ON )  
BEHALF OF THE NORBERT C. ABEL )  
TRUST, Derivatively on Behalf of )  
Nominal Defendant TRANSACTION )  
SYSTEMS ARCHITECTS, INC., )

8:05CV34

Plaintiff, )

v. )

ORDER OF DISMISSAL

GREGORY DERKACHT, SEYMOUR F. )  
HARLAN, ROGER K. ALEXANDER, )  
JIM D. KEVER, FRANK R. SANCHEZ, )  
CHARLES E. NOELL III, GREGORY J. )  
DUMAN, LARRY G. FENDLEY, )  
WILLIAM E. FISHER, DWIGHT )  
HANSON, DAVID C RUSSELL, )

Defendants, )

and )

TRANSACTION SYSTEMS )  
ARCHITECTS, INC., a Delaware )  
corporation, )

Nominal Defendant. )

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The matter before the court is the parties' joint motion to dismiss with prejudice. Filing No. 21. The court finds that this matter should be dismissed with prejudice.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that, pursuant to FED. R. CIV. P. 41(a), the plaintiff's cause of action against all defendants is hereby dismissed in its entirety, with prejudice, and with the parties to be responsible for their own costs and attorney fees.

DATED this 14th day of September, 2005.

BY THE COURT:

s/ Joseph F. Bataillon

JOSEPH F. BATAILLON

United States District Judge